IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SIXTH DAY OF JULY
TWO THOUSAND AND FOUR

PRESENT

**THE HON'BLE MR JUSTICE K.C. BHANU**

**WRIT PETITION NO : 11324 of 2004**

Between:

K. Madhu Sudhan Reddy, S/o. K. Mohan Reddy,
A.P. Tribal Welfare Junior College, Seethampet, Srikakulam District.

**..... PETITIONER**

AND

1 The Project Officer, ITDA Seethampet, Srikakulam, Srikakulam District.
2 The Chairman/Prl. Secretary to Government, Social Welfare (TW) Department, Secretariat, Hyderabad.

**.....RESPONDENTS**

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to to issue any appropriate Writ, order or direction, preferably a Writ in the nature of Mandamus declaring the proceedings dt. 10-06-2004 issued by respondent No.1 and also inaction of respondent No.2 in not disposing the stay petition and appeal filed by Petitioner on 21-06-2004 is illegal, arbitrary and unconstitutional.

**For the Petitioner:MR.A.RAJASEKHAR REDDY , Advocate.**

**For the Respondent No.1: GP FOR SOCIAL WELFARE**

**For respondent No.2: Mr. G.Chanhandraiah, Advocate for**

The Court Made the Following :

O R D E R:

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The present writ petition is filed to declare the proceedings dated:10-6-2004 issued by the first respondent and also the inaction of the second respondent in not

disposing of the appeal filed by the petitioner on 21-6-2004 as illegal and arbitrary.

By the impugned proceedings dated:10-6-2004, the petitioner was placed under suspension until conclusion of the disciplinary proceedings or till termination of the proceedings relating to the criminal charges. Admittedly, in respect of the said proceedings, an appeal has been preferred by the petitioner and it is pending before the second respondent. The petitioner cannot be permitted to prosecute two parallel proceedings in respect of the same issue. Therefore, without going into the merits of the case, a direction can be given to the second respondent to dispose of the appeal dated:21-6-2004 filed by the petitioner.

Accordingly, the writ petition is disposed of directing the second respondent to dispose of the appeal dated:21-6-2004 of the petitioner within a period of three weeks from the date of receipt of a copy of this order. In the circumstances no costs.

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K.C. BHANU, J.

6—7—2004

BVS

Note: Furnish CC in three days.

BVS.

To

1 The Project Officer, ITDA Seethampet, Srikakulam, Srikakulam District.
2 The Chairman/Prl. Secretary to Government, Social Welfare (TW) Department, Secretariat, Hyderabad

3. 2 CCs to the GP for Social Welfare, High Court of AP,Hyd. (OUT)

4. 2 CD copies.